Libreby certify that this correspondence is being deposited with the U.S. Stal Service as Express Mail, Airbill No. ER509325453US, in an invelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: September 24, 2004 Signature:

Docket No.: HO-P02074US0 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: George G. Brownlee et al.

Application No.: 09/674,892

Group Art Unit: N/A

Filed: May 6, 1999

Examiner: Not Yet Assigned

For: ATTENUATED INFLUENZA VIRUSES

REQUEST FOR EXTENSION OF TIME

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby petitions for a three month extension of time to and including September 24, 2004 to respond to the Office Action mailed March 24, 2004. Our check in the amount of \$475.00 covering the fee set forth in 37 CFR 1.17(a)(3) is enclosed.

In the event that a further petition for an extension of time is required to be submitted at this time, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time for as many months as are required to ensure that the above-identified application does not become abandoned.

The Director is hereby authorized to charge any deficiency in the fees filed, asserted to be filed or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Deposit Account No. 06-2375, under Order No. 10025165.

09/27/2004 HLE333 0000

00000080 09674892

01 FC:2253

475.00 OP

Application No.: 09/674,892 Docket No.: HO-P02074US0

Dated: September 24, 2004

Respectfully submitted,

Melissa W. Acosta

Registration No.: 45,872

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PTO/SB/17 (10-03)
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FEE	TR	AN	SMIT	TAL
•	for	FY	2004	ļ

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

Complete if Known					
Application Number	09/674,892-Conf. #5755				
Filing Date	May 6, 1999				
First Named Inventor	George G. Brownlee				
Examiner Name	Not Yet Assigned				
Art Unit	N/A				
Attorney Docket No.	HO-P02074US0				

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Substitute Sub		l					
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1805 1,840 1,840 1	Charge fee(s) indicated below, except for the filing fee	1804	920*	1804	920*	Examiner action	
1. BASIC FILING FEE Large Entity Small Entity		1805	1,840*	1805	1,840*		
Large Entity Small Entity Small Entity Fee F	FEE CALCULATION	1251	110	2251	55	Extension for reply within first month	
Fee	1. BASIC FILING FEE	1252	420	2252	210	Extension for reply within second month	
200 (\$) Code Code (\$) Code Code (\$) Code (\$) Code Code Code (\$) Code Code Code (\$) Code Code (\$) Code Code Code (\$) Code Code Code (\$) Code C		1253	950	2253	475	Extension for reply within third month	475.00
1001 770 2001 385 Utility filing fee 1002 340 2002 170 Design filing fee 1401 330 2401 165 Notice of Appeal 1402 330 2402 165 Notice of Appeal 1402 330 2402 165 Notice of Appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 330 2402 165 Filing a brief in support of an appeal 1402 340 2403 145 Request for oral hearing 1452 1,510 1451 1,510 Petition to institute a public use proceeding 1452 110 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2453 665 Petition to revive - unavoidable 1453 1,330 2402 2403 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458 1458		1254	1,480	2254	740	Extension for reply within fourth month	
1003 530 2003 265 Plant filing fee 1403 290 2403 145 Request for oral hearing 1403 290 2403 145 Request for oral hearing 1451 1,510 1451 1,510 Petition to revive – unavoidable 1452 110 2452 55 Petition to revive – unavoidable 1453 1,330 2453 665 Petition to revive – unavoidable 1501 1,330 2402 2403 240		1255	2,010	2255	1,005	Extension for reply within fifth month	
1004 770 2004 385 Reissue filing fee 1403 290 2403 145 Request for oral hearing 1451 1,510 Petition to institute a public use proceeding 1451 1,510 1451 1,510 Petition to revive – unavoidable 1453 1,330 2453 665 Petition to revive – unavoidable 1453 1,350 2453 665 Petition to revive – unavoidable 1453 1,350 2453 665 Petition to revive – unavoidable 1453 1,350 2453 665 Petition to revive – unavoidable 1453 1,350 2453 665 Petition to revive – unavoidable 1453 1,350 2453 665 Petition to revive – unavoidable 1453 1450 2452 255 240 Petition to revive	1002 340 2002 170 Design filing fee	1401	330	2401	165	Notice of Appeal	
1005	1003 530 2003 265 Plant filing fee	1402	330	2402	165	Filing a brief in support of an appeal	
SUBTOTAL (1) (\$) 0.00 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Fee from Fee Paid Independent Claims below Fee Paid Independent Claims	1004 770 2004 385 Reissue filing fee	1403	290	2403	145	Request for oral hearing	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE 1501 1,330 2453 665 Petition to revive - unintentional	1005 160 2005 80 Provisional filing fee	1451	1,510	l .	1,510	• • • •	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE Extra Fee from below Fee Paid Total Claims	SURTOTAL (1) (\$) 000		110	2452	55	Petition to revive – unavoidable	
Extra Fee from Fee Paid 1502 480 2502 240 Design issue fee	30B131AL (1) (4) 0.00	1453	1,330	2453	665	Petition to revive - unintentional	
Total Claims	2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,330	2501	665	Utility issue fee (or reissue)	
Independent Claims Multiple Dependent Large Entity Fee Fee Code (\$) 1202 18 2202 9 Claims in excess of 20 1203 290 2203 145 Multiple dependent claims in excess of 3 1204 86 2204 43 ** Reissue Independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$\$) 0.00 1460 130 Petitions to the Commissioner 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) 1806 180 1806 180 Submission of Information Disclosure Stmt Recording each patent assignment per property (times number of properties) Filing a submission after final rejection (37 CFR 1.129(a)) For each additional invention to be examined (37 CFR 1.129(b)) Request for Continued Examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$\$) 475.00		1502	480	2502	240	Design issue fee	
Claims Multiple Dependent = 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) Large Entity Small Entity Fee Fee Fee Fee Gode (\$) Fee Description 8021 40 8021 40 8021 40 8021 40 Recording each patent assignment per property (times number of properties) 1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a)) 1809 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 1800 770 2810 385 Request for Continued Examination (RCE) 1800 900 1802 900 Request for expedited examination of a design application 1800 900 Processing fee under 37 CFR 1.17(q) 1800 1800 1800 1800 1800 1800 1800 18	Total Claims -** = x =	1503	640	2503	320	Plant issue fee	
Multiple Dependent Large Entity Small Entity Fee Fee Code (\$) 1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1204 86 2204 43 ** Reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 1206 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$\$) 0.00 1807 50 1807 50 Processing fee under 37 CFR 1.17(q) 1806 180 Submission of Information Disclosure Stmt Recording each patent assignment per property (times number of properties) Filing a submission after final rejection (37 CFR 1.129(a)) For each additional invention to be examined (37 CFR 1.129(b)) 1802 900 1802 900 Request for Continued Examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$\$) 475.00		1460	130	1460	130	Petitions to the Commissioner	
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Fee Code (\$) Code (\$) Fee Code (\$) Fee Description 1202 18 2202 9 Claims in excess of 20 1201 86 2201 43 Independent claims in excess of 3 1203 290 2203 145 Multiple dependent claims over original patent 1204 86 2204 43 ** Reissue independent claims over original patent 1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent SUBTOTAL (2) (\$) 0.00 8021 40 8021 40 Recording each patent assignment per property (times number of properties) 1809 770 2809 385 (37 CFR 1.129(a)) 1810 770 2810 385 For each additional invention to be examined (37 CFR 1.129(b)) 1802 900 1802 900 Request for Continued Examination of a design application Other fee (specify) *Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$) 475.00	Large Entity Small Entity	1806	180	1806	180	Submission of Information Disclosure Stmt	
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			or a design application				
	SUBTOTAL (2) (\$) 0.00	*Red	uced by	Basic Fi	iling Fee	Paid SUBTOTAL (3) (\$)	475.00
	(-) ()						

SUBMITTED BY	(Complete	(Complete (if applicable))		
Name (Print/Type) Melissa, W. Acosta	Registration No. (Attorney/Agent)	45,872	Telephone	(713) 651-5407
Signature Signature			Date	September 24, 2004

Fee Transmittal

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ER509325453US, in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: September 24, 2004

Signature: